

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

Appeal from Order No. 889 of 1989.

Shaikh Nannhu

..Appellants.

Versus.

Ali Hasan & Anr.

..Respondents.

**CORAM:A.M.KHANWILKAR,J.
DATED:18.03.2006**

P.C.:-

. From the noting in the order sheet, it is seen that appeal is already dismissed for default on 8.11.1994. There is no further noting that the said order has been recalled and appeal has been restored. If the order dated 8.11.1994 is still operating then obviously this appeal is wrongly shown for hearing. Infact, the papers ought to have been consigned to the record. Office to verify this position. In case, appeal has been already restored by subsequent order, if any, the appeal be shown as per its turn for final hearing in the week commencing from 27th March, 2006.

[A.M.KHANWILKAR. J]